

MINUTES OF AN OPEN MEETING
OF THE
FEDERAL ELECTION COMMISSION

THURSDAY, OCTOBER 19, 2000

PRESENT: Darry R. Wold, Chairman, Presiding
Danny L. McDonald, Vice Chairman
David M. Mason, Commissioner
Karl J. Sandstrom, Commissioner
Bradley A. Smith, Commissioner
Scott E. Thomas, Commissioner
James A. Pehrkon, Staff Director
Lawrence M. Noble, General Counsel
Mary W. Dove, Acting Secretary

Chairman Darryl R. Wold called the Federal Election Commission to order in an open meeting at 10:05 A.M. on Thursday, October 19, 2000, with a quorum present.

I. CORRECTION AND APPROVAL OF MINUTES

Minutes for October 12, 2000
Agenda Document No. 00-105

Chairman Wold recognized Vice Chairman McDonald, who

MOVED to approve the Minutes
for the open meeting of
Thursday, October 12, 2000,
as submitted in Agenda
Document No. 00-105.

The motion carried on the vote of 6-0 with
Commissioners Mason, McDonald, Sandstrom, Smith,
Thomas, and Wold voting affirmatively.

II. ADVISORY OPINION

Draft Advisory Opinion 2000-29
(Alternative Drafts)

The Honorable W. J. "Billy" Tauzin, United States House of Representatives, joined by House Members: Richard H. Baker, John Cooksey, Jim McCrery, David Vitter, William Jefferson, Chris John, and by Senators John Breaux and Mary Landrieu

Agenda Documents No. 00-107
and No. 00-107-A

Chairman Wold recognized Vice Chairman McDonald, who

MOVED to suspend the rules on the timely submission of agenda documents in order to consider Agenda Documents No. 00-107 and No. 00-107-A.

The motion carried on the vote of 6-0.

Chairman Wold recognized Mr. N. Bradley Litchfield of the General Counsel's Office who presented the alternative drafts of Advisory Opinion 2000-29, concerning the application of the Federal Election Campaign Act of 1971, as amended ("the Act"), and Commission regulations to the determination of the number of elections to Federal office that will be held this year in Louisiana.

II. ADVISORY OPINION (continued)

Draft Advisory Opinion 2000-29 (continued)
(Alternative Drafts)

Chairman Wold recognized Commissioner Sandstrom who reviewed his proposed amendment to the first draft, as contained in Agenda Document No. 00-107-A. Following discussion, Chairman Wold recognized Vice Chairman McDonald, who

MOVED to approve the first draft of Advisory Opinion 2000-29, as set forth in Agenda Document No. 00-107, as amended by Agenda Document No. 00-107-A.

The motion carried on the vote of 6-0.

III. AUDIT MATTERS

A. Dole for President, Inc.-Statement of Reasons (LRA#467)

(Continued from the meeting of
October 12, 2000)

Agenda Document No. 00-81

Chairman Wold recognized Ms. Jamila Wyatt of the General Counsel's Office and Mr. Joe Stoltz and Mr. Marty Kuest of the Audit Division who were present to respond to questions and comments.

III. AUDIT MATTERS (continued)

A. Dole for President, Inc.-Statement
of Reasons (LRA#467) (continued)

Following discussion Chairman Wold recognized
Commissioner Mason, who

MOVED that the General Counsel be
instructed to revise the Statement
of Reasons to accept the argument
by the Dole Committee that the
Primary Committee be allowed to
pay wind down expenses for the
General Committee.

There was further discussion.

Chairman Wold recognized Commissioner Thomas,
who

MOVED IN A SUBSTITUTE MOTION to
reject the staff recommendations
to seek a repayment of surplus
funds from the Dole Primary
Committee, to redraft the State-
ment of Reasons accordingly, and
to circulate the redraft on a
tally vote basis.

The substitute motion carried on the vote of
5-0.

Passage of the substitute motion rendered the
original motion moot.

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The meeting recessed at 11:50 a.m. and reconvened at 11:55 a.m. with a quorum present.

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III. AUDIT MATTERS (continued)

B. Dole/Kemp'96, Inc.-Statement of Reasons (LRA#506)

(Continued from the meeting of
October 12, 2000)

Agenda Documents No. 00-82,
No. 00-82-B, and No. 00-82-C

Chairman Wold recognized Vice Chairman McDonald, who

MOVED to suspend the rules on the timely submission of agenda documents in order to consider Agenda Documents No. 00-82-B and No. 00-82-C.

The motion carried on the vote of 6-0.

Chairman Wold recognized Commissioner Smith who reviewed his proposed revisions to the subject document, as set forth in Agenda Document No. 00-82-C, and introduced additional amendments as follows:

III. AUDIT MATTERS (continued)

B. Dole/Kemp'96, Inc.-Statement of
Reasons (LRA#506) (continued)

1. Paragraph 2, Line 4, of the
cover page change the deductions
total from \$130,021.13 to
\$127,743.21; Paragraph 2, Line 5,
change the amount of \$727,034.06
to \$729,311.78.
2. Page 2, Attachment 14, the total
amount should be \$75,911.58.

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The meeting recessed at 12:10 p.m. and
reconvened at 2:05 p.m. with a quorum present.

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III. AUDIT MATTERS (continued)

B. Dole/Kemp'96, Inc.-Statement of
Reasons (LRA#506) (continued)

A discussion followed. Mr. Peter Blumberg
of the General Counsel's Office and Mr. Joe Stoltz and
Mr. Alex Boniewicz of the Audit Division responded to
questions and comments.

III. AUDIT MATTERS (continued)

B. Dole/Kemp'96, Inc.-Statement of
Reasons (LRA#506) (continued)

Chairman Wold recognized Commissioner
Smith, who

MOVED to amend Recommendation
No. 3, as submitted in Agenda
Document No. 00-82, to be
consistent with the deductions
of press overcharges, as out-
lined in Agenda Document
No. 00-82-C, as amended above,
and further amended pursuant
to the meeting discussion, and
that the Statement of Reasons
be revised accordingly.

The motion carried on the vote of 6-0.

Chairman Wold recognized Commissioner
Smith, who

MOVED to reduce the amount set
forth in Recommendation No. 3,
as contained in Agenda Document
No. 00-82, by \$170,050, which
would allow the additional
offset of press expenses for
lighting that was not billed
to the press, and revise the
Statement of Reasons accordingly.

The discussion resumed.

III. AUDIT MATTERS (continued)

B. Dole/Kemp'96, Inc.-Statement of
Reasons (LRA#506) (continued)

Chairman Wold recognized Commissioner
Thomas, who

MOVED IN A SUBSTITUTE MOTION
to take the following actions
on the above-captioned matter:

1. Direct the staff to modify
 the calculations, as set
 forth in Agenda Document
 No. 00-82-C, with regard to
 the lighting expenses and
 allow 50% of the cost per
 event.
2. Direct the staff to modify
 the calculations with regard
 to the \$340,100 amount of
 unbilled lighting expenses
 and allow 50% of the cost as
 billable expense.
3. Revise the Statement of Reasons
 accordingly.

The motion carried on the vote of 4-2 with
Commissioners Mason, Smith, Thomas, and Wold voting
affirmatively. Commissioners McDonald and Sandstrom
dissented.

III. AUDIT MATTERS (continued)

B. Dole/Kemp'96, Inc.-Statement of
Reasons (LRA#506) (continued)

Chairman Wold recognized Vice Chairman
McDonald, who

MOVED to direct the Office
of General Counsel to redraft
the Statement of Reasons, as
set forth in Agenda Document
No. 00-82, subject to revisions
according to previous motions,
and to acknowledge that Dole/
Kemp'96, Inc. has taken the
action necessary to eliminate
the repayment amount of
\$574,158 in Recommendation
No. 1.

The motion carried on the vote of 6-0 with
Commissioners Mason, McDonald, Sandstrom, Smith,
Thomas, and Wold voting affirmatively.

IV. ADMINISTRATIVE MATTERS

There were no administrative matters to come before the Commission.

The meeting adjourned at 3:40 p.m.

Signed:

Darryl R. Wold
Chairman of the Commission

Attest:

Mary W. Dove
Acting Secretary
of the Commission

